

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Paul L. Kaufman *et al.*

Serial No.: 09/022,228

Group No.: 1614

Filed: February 11, 1998

Examiner: Z. Fay

Entitled: Cytoskeletal Active Agents for Glaucoma Therapy

#11
ZLF
9/22/99
APR 6 1999

GROUP 1800

RESPONSE AND AMENDMENT
TO THE FINAL OFFICE ACTION MAILED
MARCH 15, 1999



CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Dated: March 26, 1999

By: Marlene Garitano

Marlene Garitano

Box Non-Fee Amendment

Assistant Commissioner for Patents
Washington, D.C. 20231

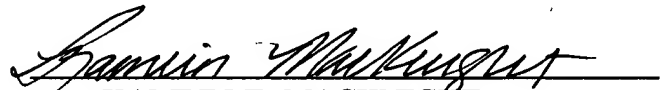
Sir or Madam:

In response to the Office Action mailed March 15, 1999, Applicants hereby file a Terminal Disclaimer to overcome the Examiner's rejection of Claims 1-13 as being allegedly unpatentable over Claims 1-4 of U.S. Patent No. 5,798,380, under the doctrine of obviousness double-patenting. As the inventors are the same, and the Wisconsin Alumni Research Foundation and the Yeda Research and Development Company are the Assignees of both the present application and U.S. Patent No. 5,798,380, this application and Patent are owned by the same entities. While Applicants believe that there are more distinctions between the pending claims than the Examiner has noted, in order to further their business interests but without acquiescing to the Examiner's position regarding obviousness, Applicants have attached a Terminal Disclaimer to the present Office Action to overcome this rejection.

For the reasons set forth above, it is respectfully submitted that Applicants' claims should be passed to allowance. Should the Examiner believe that a telephone interview would aid in the prosecution of this application, Applicants encourage the Examiner to call the undersigned collect at (415) 705-8410.

Respectfully submitted,
MEDLEN & CARROLL, LLP

Dated: March 26, 1999


KAMRIN T. MACKNIGHT
Registration No. 38,230

MEDLEN & CARROLL
220 Montgomery Street, Suite 2200
San Francisco, California 94104
415/705-8410